



BOARD OF PUBLIC WORKS & SAFETY DECEMBER 20, 2005 MINUTES

Mayor Charles Henderson called the meeting to order at 6:00 p.m.

PRESENT:	Board members Warren Beville, Mayor Henderson, Kevin Hoover; Clerk-Treasurer Jeannine Myers; City Attorney Shawna Koons-Davis; and Director of Engineering Paul Peoni.
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Mr. Beville moved to accept the minutes of December 8th as presented. Second by Mr. Hoover. Vote: Ayes.

Arnold Kaptain, Office Manager of the Sanitation Business Office, came forward to discuss the proposed 2006 budget as he presented at the last meeting. Mr. Hoover moved to approve the budget as presented. Second by Mr. Beville. Chief Information Officer Rick Jones told the Board that he had suggested putting six new computers in the budget. He would like to start implementing a plan where the computers are changed out in the City every three years. Mr. Kaptain had reduced the number of computers in his budget to three, and Mr. Jones asked that the number be changed back to six, which means an increase of \$3,000 (\$1,000 per computer) in appropriation 444. Seven computers are in the business office now, one having been installed recently. Mr. Jones added that in late 2003 some of the parts were upgraded in the other six computers. Mr. Kaptain had no objection to replacing all the computers but indicated that his intent in cutting the number of new computers was to minimize the increase and to identify to Information Technology the three computers that most needed replacing. There was more discussion on Mr. Jones desire to change out 1/3 of the computers in the rest of the City departments each year. Mr. Hoover moved to amend the motion to increase line item 444 by \$3,000. Second by Mr. Beville. Vote: Ayes. Motion carried. Mr. Kaptain stated that he will present revised budgets for 2006 to the Board and to the Clerk-Treasurer. Vote on budget as amended: Ayes. Motion carried.

Mike Terry of Arbor Investments, LLC, on behalf of the Village Pines of Greenwood, Section 4, asked for acceptance of improvements, acceptance of maintenance and performance bonds and execution of the plat. Mr. Peoni confirmed that all items being asked for acceptance appear to have been satisfactorily installed. The amounts and improvements shown on the bonds are correct. The 1/3 SAF fee and the outside engineering review fees have been paid. Minor revisions are needed on the final plat. The mylar as-builts are needed. The City Attorney has minor issues with the bonds, said Mr. Peoni. Mr. Terry indicated that they have issued totally new bonds. Mr. Hoover moved to:

- 1) Accept the sanitary sewers subject to Keith Meier, Sanitation Superintendent, approval at Village Pines of Greenwood, Section 4.
- 2) Accept three (3) year maintenance bond #5018935 in the amount of \$10,428 from Bond Safeguard Insurance Company for the sanitary sewers at Village Pines of Greenwood, Section 4.
- 3) Accept the stone base, asphalt base, asphalt binder and concrete curbs (streets) at Village Pines of Greenwood, Section 4.
- 4) Accept three (3) year maintenance bond #104644835 in the amount of \$14,676 from St. Paul Fire and Marine Insurance Company for the stone base, asphalt base and asphalt binder (streets) at Village Pines of Greenwood, Section 4.
- 5) Accept three (3) year maintenance bond #B80434921 in the amount of \$5,355 from Cincinnati Insurance Company for the concrete curbs at Village Pines of Greenwood, Section 4.
- 6) Accept performance bond #2171515 from Insurance Company of the West in the amount of \$10,266 for the installation of the asphalt surface and tack coat at Village Pines of Greenwood, Section 4.
- 7) Accept performance bond #2171516 from Insurance Company of the West in the amount of \$39,253 for the installation of the sidewalks at Village Pines of Greenwood, Section 4.

- 8) Accept performance bond #2171517 from Insurance Company of the West in the amount of \$646 for the installation of the signs and monuments at Village Pines of Greenwood, Section 4.
- 9) Accept performance bond #2171513 from Insurance Company of the West in the amount of \$121,787 for the installation of the dirt-work and storm sewers at Village Pines of Greenwood, Section 4.
- 10) Accept performance bond #2171514 from Insurance Company of the West in the amount of \$49,119 for the installation of the erosion control at Village Pines of Greenwood, Section 4.
- 11) Execute the final plat, all contingent upon:
 - a. Final review and approval of the revised plat by both the Engineering and Planning departments.
 - b. Receipt of final mylar as-builts. (2 sets)
 - c. Final review and approval of the bonds by the Law Department.

Second by Mr. Beville. Vote: Ayes.

For Heron Ridge, Replat Lot 36, Ken Zumstein of J. Greg Allen & Associates requested construction plan approval, acceptance of the Inspection & Testing Agreement, acceptance of the performance bond, execution of the plat, and authorization for a Second Amendment to the Sewer Service Agreement. Mr. Peoni told the Board that the construction plans are acceptable. The amount and improvement shown on the bond is correct. The form of the bond has also been approved. The outside engineering review fees have been paid. Mr. Hoover moved to:

- 1) Approve the construction plans for Heron Ridge, Replat Lot 36.
- 2) Accept performance bond #5018088 from Bond Safeguard Insurance Company in the amount of \$18,378 for the installation of the sanitary sewers at Heron Ridge, Replat of Lot 36.
- 3) Accept the Inspection & Testing Agreement for the sanitary sewers and ratify the acceptance of the 50% upfront fee for Heron Ridge, Replat of Lot 36.
- 4) Execute the final plat, subject to:
 - a. Final review and approval of the revised plat by the Engineering Department.

Second by Mr. Beville. Vote: Ayes. As to the request for the Second Amendment to the Sewer Service Agreement, Mr. Zumstein, recounted that the number of assisted living units was reduced to eight, which reduced the amount of edu's required. Going to two doubles and the fire station has reduced the edu's a little more, added Mr. Zumstein. Mr. Hoover moved to direct staff to prepare a Second Amendment to the Sewer Service Agreement for Heron Ridge, Replat Lot 36 and authorize the Mayor to sign. Second by Mr. Beville. Vote: Ayes.

Nicole Copenhaver, for the Landings at Oldefield Commons, came forward to discuss a request for acceptance of an extension of a storm outlet to an existing detention pond. A letter from Dennis Copenhaver of The Landings, LLC explained the request (in attachments of this meeting). The existing 30" storm pipe located within a platted drainage easement, outlets to above grade at the west end of Lot #20, Section II, Oldefield Commons. Mr. Peoni described the location of the pond. In response to Mr. Hoover, Mr. Peoni indicated that the fees involved (which Mr. Copenhaver is requesting be waived) might include a right-of-way permit and possibly a \$5,000 permit bond. After more discussion, Mr. Hoover moved the request to extend the 30" storm pipe, subject to final approval by the Engineering Department, that the structure at the east end of that be a beehive with plans approved by the Engineering Department, waiving permit application fees but requiring normal bonding procedures for the installation of that pipe. Second by Mr. Beville. Vote: Ayes.

From the audience, Dawn Aker of 700 Wooddale Terrace, Apartment 2, came forward to describe a sewer backup on October 21st in her former apartment (#7). The apartment manager called the Department of Public Works, said Ms. Aker. Personnel came out but had a difficult time locating where the backup was. At 3:30 p.m. water was still coming in her apartment, which included raw sewage. Her furniture and other personal belongings were ruined, said Ms. Aker. She filed a claim for \$15,000, which was denied. Three other apartments were affected by the backup. A moving company told the apartment manager they would not move any belongings, as it was a hazard. Ms. Aker told the Board she did not have an itemized list. Mayor Henderson replied that the Board needs some kind of itemized list to even start discussion. Ms. Aker will work on a list and see if the apartment complex took pictures.

On his Status of Tasks, Mr. Peoni discussed a letter from Calumet Asphalt Paving requesting a time extension on the Northern Park Addition Street and Sanitary Sewer Reconstruction Project (in attachments of this meeting). An unexpected amount of patching that was required. In addition, unseasonable cold weather is another factor in the request. Mr. Peoni recalled also that utility relocations

delayed the start of the project by a month or so. He added that Calumet and C C & T have been diligent in working on the project. Calumet is asking that work on the project be suspended until Spring 2006. Mr. Peoni assured the Mayor that will not happen. The letter was written before their meeting late last week. There was discussion about trouble with the milling machine and that patching and milling could still be done. Mr. Hoover moved to deny specifically the request to stop work but further state that the Board expects them to continue working and doing everything possible to complete the job. Second by Mr. Beville. Mr. Peoni will talk with Calumet. They are to continue working diligently working as conditions allow, and the City understands that they will not be able to put down asphalt until the plants reopen in the spring. We do expect them, within the first week after plant openings, to be putting down asphalt. If that happens, said the Mayor, we will favorably look at not holding them liable for liquidated damages. Vote: Ayes. Motion carried.

Mr. Beville moved to approve the claims as presented through December 20th. Second by Mr. Hoover. Vote: Ayes.

Mayor Henderson wished everyone a very Merry Christmas and a prosperous 2006.

With no further business, the meeting adjourned at 6:45 p.m.